



# Gila County Superior Court

## PUBLIC INTEREST CASES

**UPDATED: 10/21/2013**

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**DISCLAIMER:** The defendant named in each of the cases listed, is presumed innocent until and unless proven guilty; the information provided is intended for community information purposes only and should not be used to threaten, intimidate, or harass. Misuse of this information may result in criminal prosecution.

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### **Supreme Court Public Access**

The Public/media representatives may obtain general information about non-confidential statewide court cases by accessing the Supreme Court's Public Access to Court Information website at the following link:

<http://apps.supremecourt.az.gov/publicaccess/caselookup.aspx>

By using this website, the public/media representatives who are interested in finding out what cases have been filed for a specific individual can enter that person's name to find all cases in the system that are associated with that person. A specific case can also be viewed by entering the case number.

Once the case is selected, general information will appear, and includes the pleadings filed, hearings held, and status of the case. For more information about the case than the website displays, you may contact the office of the Clerk of Court.

### **Gila County Court Public Access**

If an agency of the media is interested in following the progress of a particular Gila County case or a public interest case, the media representative may identify that case to the office of the Court Administrator. Information about the case may still be obtained from the Public Access to Court Information website, as the direct link will save the media time when researching the case. This Court's website can be accessed by clicking on the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

## Superior Court Calendar Access

The Superior Court calendar is also available via the Internet at the following link:

[http://72.24.204.138:8080/gila\\_public/ev\\_srch.action](http://72.24.204.138:8080/gila_public/ev_srch.action)

Media representatives may look for information on a court calendar by selecting a calendar and the dates of interest. Information about the cases, times, and types of hearings set on those dates will be displayed.

The Gila County Superior Court Public Interest List is also available via the Internet at the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

For general questions regarding cases on the Public Interest Case List or any other case, please contact: Coleen Stevens, Public Information Officer, at: [cstevens@courts.az.gov](mailto:cstevens@courts.az.gov), or (928) 402-8674.

In the event that you want to view court records or obtain a copy of court documents, a request is first to be made to the Clerk of Court's office.

**Please Note:** Prior to releasing any documents, the Clerk's office will review files before releasing them to the public/media, in case the document contains confidential material. If the document contains such confidential information, the Clerk's office will redact this information before releasing it. If the document is confidential, the public/media are not permitted to view it, such as with a Pre-sentence report. **There is also a 50 cent charge per page.**

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## NOTE:

### Diversion/Deferred Program

It is the policy of the Gila County Attorney's Office to offer some first time felony offenders an opportunity to avoid having a felony conviction on their permanent criminal history if they successfully participate and complete the Diversion or Deferred Prosecution Program.

For a full explanation of this program, please visit the County Attorney's web page at the following link:

[http://www.gilacountyaz.gov/government/county\\_attorney/diversion\\_deferred\\_program.php](http://www.gilacountyaz.gov/government/county_attorney/diversion_deferred_program.php)

## SECTION HEADINGS

- **PENDING CASES**

- **CASES SET FOR TRIAL**

- **CASES SET FOR SENTENCING**

- **DIVERSION CASES**

- **RECENT DISPOSITIONS**

## PENDING CASES

### - CRIMINAL CASES -

|                     |  |                          |                   |
|---------------------|--|--------------------------|-------------------|
| <b>Defendant:</b>   | <b>Matthew Blaine SHANNON</b>  | <b>Case #:</b>           | <b>CR2012-270</b> |
| <b>Prosecutor:</b>  | Gila County Attorney   | <b>Defense:</b>          | Michael Freeman   |
| <b>Judge:</b>       | Peter J. Cahill  | <b>Superior Court:</b>   | Division I        |
| <b>Case Status:</b> | <b>October 28, 2013, @ 9:00</b>  | <b>Status Conference</b> | <b>in GLOBE</b>   |
| <b>Case Notes:</b>  | It is alleged that in December 2011, the Defendant was within a school zone area, in possession of heroin with the intention of selling the drug, while also being in possession of items of drug paraphernalia and a firearm. The Defendant is also charged with taking heroin to a correctional facility.                          |                          |                   |
| <b>Indictment:</b>  | Ct. 1 - Possession of a Narcotic Drug for Sale >Threshold in a School Zone<br>Ct. 2 - Promoting Prison Contraband<br>Ct. 3 - Misconduct Involving Weapons committed w/Drug Offense in a School Zone<br>Ct. 4 - Possession of a Narcotic Drug in a School Zone<br>Ct. 5 - Possession of Drug Paraphernalia in a Drug Free School Zone |                          |                   |

## PENDING CASES

### - CIVIL CASES -

|                                |  |                                |  |
|--------------------------------|--|--------------------------------|--|
| <b>Plaintiff:</b>              | <b>DEBORAH NICHOLS</b>   | <b>Defendant:</b>              | <b>MICHAEL LOWE,<br/>PEAK MEDICAL CARE, PLLC</b> |
| <b>Case #:</b>                 | <b>CV2013-032</b>  |                                |  |
| <b>Attorney for Plaintiff:</b> | Neal H. Bookspan<br>Laura A. Rogal<br>Jaburg & Wilk, P.C.  | <b>Attorney for Defendant:</b> | Pro Per  |
| <b>Judge:</b>                  | Peter Cahill   | <b>Superior Court:</b>         | Division I                                       |
| <b>Case Status:</b>            | <b>NO HEARING DATE AT THIS TIME</b>  |                                |  |
| <b>Case Notes:</b>             | Complainant alleges that the Defendant's actions breached his fiduciary and contractual duties and terms. Defendant is also said to have deliberately obstructed Plaintiff is seeking judgment be entered for compensatory damages and costs.  |                                |  |
| <b>Complaint:</b>              | Ct. 1 Breach of Fiduciary Duty – Dr. Michael Lowe<br>Ct. 2 Intentional Interference With business Expectancy – Dr. Michael Lowe<br>Ct. 3 Breach of Contract<br>Ct. 4 Statutory Accounting<br>Ct. 5 Issuance of a Temporary Restraining Order; Preliminary Injunction; Permanent Injunction |                                |  |

# CASES SET FOR TRIAL

## - CIVIL CASES -

|                                |   |                                |  |
|--------------------------------|---|--------------------------------|--|
| <b>Plaintiff:</b>              | <b>Dorothea HAWK</b>  | <b>Defendant:</b>              | <b>Rodney ANDERSON<br/>ANDERSON CHIROPATRIC CLINIC</b> |
| <b>Case #:</b>                 | <b>CV2009-346</b>   |                                |  |
| <b>Attorney for Plaintiff:</b> | Lloyd & Robinson  | <b>Attorney for Defendant:</b> | Sanders & Parks  |
| <b>Judge:</b>                  | Peter Cahill  | <b>Superior Court:</b>         | Division I   |
| <b>Case Status:</b>            | <b>January 14, 2014</b>   | <b>Jury Trial</b>              | <b>in GLOBE</b>  |
| <b>Case Notes:</b>             | The Defendant is accused of negligence in the care of Ken Hawk, which it is alleged, ultimately caused the death of Mr. Hawk. The Plaintiff is suing for damages. |                                |  |
| <b>Complaint:</b>              | Ct. 1 - Wrongful Death  |                                |  |

## CASES SET FOR TRIAL

### - CRIMINAL CASES -

|                     |   |                        |                   |
|---------------------|---|------------------------|-------------------|
| <b>Defendant:</b>   | <b>Gasoa BALAS<br/>a.k.a. Joshua BALAS</b>  | <b>Case #:</b>         | <b>CR2012-382</b> |
| <b>Prosecutor:</b>  | Gila County Attorney  | <b>Defense:</b>        | Michael Bernays   |
| <b>Judge:</b>       | Peter J. Cahill   | <b>Superior Court:</b> | Division I        |
| <b>Case Status:</b> | <b>December 4, 2013, @ 9:00</b>   | <b>Jury Trial</b>      | <b>in GLOBE</b>   |
| <b>Case Notes:</b>  | Defendant is charged with causing the death of a minor. Other charges include assaulting a law enforcement officer, attempting to flee from a pursuing law enforcement vehicle, while driving without a license, and under the influence of alcohol and drugs.  |                        |                   |
| <b>Indictment:</b>  | Ct. 1 - Second Degree Murder<br>Ct. 2 - Child Abuse / Domestic Violence<br>Ct. 3 - Aggravated Assault on Police Officer<br>Ct. 4 - Unlawful Flight from Pursuing Law Enforcement<br>Ct. 5 - Aggravated DUI<br>Ct. 6 - Aggravated DUI w/License Suspended<br>Ct. 7. - Aggravated DUI – Drugs w/License Suspended |                        |                   |

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|                     |   |                        |                   |
|---------------------|---|------------------------|-------------------|
| <b>Defendant:</b>   | <b>Billie Ann JONES</b>   | <b>Case #:</b>         | <b>CR2013-241</b> |
| <b>Prosecutor:</b>  | Gila County Attorney  | <b>Defense:</b>        | Anna Ortiz        |
| <b>Judge:</b>       | Peter J. Cahill   | <b>Superior Court:</b> | Division I        |
| <b>Case Status:</b> | <b>October 29, 2013</b>   | <b>Jury Trial</b>      | <b>in GLOBE</b>   |
| <b>Case Notes:</b>  | It is alleged that the Defendant, intentionally or knowingly cause physical injury to a minor. Other charges include allegations that the Defendant committed an assault, while using a deadly weapon or instrument upon a minor. |                        |                   |
| <b>Indictment:</b>  | Ct. 1 - Child Abuse / Domestic Violence<br>Ct. 2 - Child Abuse / Domestic Violence<br>Ct. 3 - Aggravated Assault –Deadly Weapon/Domestic Violence<br>Ct. 4 - Aggravated Assault-Adult Upon Child Under 15/Domestic Violence       |                        |                   |

# CASES SET FOR TRIAL

## - CRIMINAL CASES -

|                     |  |                        |                   |
|---------------------|--|------------------------|-------------------|
| <b>Defendant:</b>   | <b>Brian Bradley BENDER</b>  | <b>Case #:</b>         | <b>CR2012-530</b> |
| <b>Prosecutor:</b>  | Gila County Attorney   | <b>Defense:</b>        | Chad Shell        |
| <b>Judge:</b>       | Peter J. Cahill  | <b>Superior Court:</b> | Division I        |
| <b>Case Status:</b> | <b>October 22, 2013</b>  | <b>Jury Trial</b>      | <b>in GLOBE</b>   |
| <b>Case Notes:</b>  | Defendant is charged with unlawfully controlling property, with a value of \$4,000 to \$25,000. Allegations also include the Defendant falsely claiming to be an organization representative with the intention of defrauding, as well as claiming to be licensed to submit a business proposal/bid. |                        |                   |
| <b>Indictment:</b>  | Ct. 1 - Theft<br>Ct. 2 - Criminal Impersonation<br>Ct. 3 - Contracting Without a License   |                        |                   |



# CASES SET FOR SENTENCING

|                     |  |   |                   |
|---------------------|--|---|-------------------|
| <b>Defendant:</b>   | <b>Daniel A. DENUZZI</b>   | <b>Case #:</b>                            | <b>CR2011-643</b> |
| <b>Prosecutor:</b>  | Gila County Attorney   | <b>Defense:</b>                           | Anna Ortiz        |
| <b>Judge:</b>       | Peter J. Cahill  | <b>Superior Court:</b>                    | Division I        |
| <b>Case Notes:</b>  | Defendant charged with the attempted murder of Robert Morris (Ct. 1) and Colleen O’Malley (Ct. 2). Other charges alleged the Defendant knowingly set fire to a residence, causing damage in excess of \$10,000 to the structure and a vehicle. |   |                   |
| <b>Indictment:</b>  | Ct. 1 - Attempted First Degree Murder  | Class 2 Felony                            |                   |
|                     | Ct. 2 - Attempted First Degree Murder  | Class 2 Felony                            |                   |
|                     | Ct. 3 - Arson of an Occupied Structure   | Class 2 Felony                            |                   |
|                     | Ct. 4 - Criminal Damage – more than \$10,000   | Class 4 Felony                            |                   |
|                     | Ct. 5 - Aggravated Assault – Deadly Weapon   | Class 3 Felony                            |                   |
|                     | Ct. 6 - Aggravated Assault – Deadly Weapon   | Class 3 Felony                            |                   |
|                     | Ct. 7 - Threatening & Intimidating   | Class 1 Misdemeanor                       |                   |
| <b>DISPOSITION:</b> | <b>SUBMITTED FOR DECISION BY THE COURT.</b>  | <b>SEPTEMBER 6, 2013</b>                  |                   |
|                     | <b>VERDICTS RETURNED.</b>  | <b>OCTOBER 21, 2013</b>                   |                   |
| <b>VERDICT:</b>     | Ct. 1 - Attempted First Degree Murder  | <b>COURT FOUND DEFENDANT - GUILTY</b>     |                   |
|                     | Ct. 2 - Attempted First Degree Murder  | <b>COURT FOUND DEFENDANT – NOT GUILTY</b> |                   |
|                     | Ct. 3 - Arson of an Occupied Structure   | <b>COURT FOUND DEFENDANT - GUILTY</b>     |                   |
|                     | Ct. 4 - Criminal Damage – more than \$10,000   | <b>COURT FOUND DEFENDANT – NOT GUILTY</b> |                   |
|                     | Ct. 5 - Aggravated Assault – Deadly Weapon   | <b>COURT FOUND DEFENDANT - GUILTY</b>     |                   |
|                     | Ct. 6 - Aggravated Assault – Deadly Weapon   | <b>COURT FOUND DEFENDANT - GUILTY</b>     |                   |
|                     | Ct. 7 - Threatening & Intimidating   | <b>COURT FOUND DEFENDANT – GUILTY</b>     |                   |
| <b>SENTENCING:</b>  | <b>November 1, @ 9:30 am</b>   | <b>SENTENCING</b>                         | <b>in GLOBE</b>   |

# CASES SET FOR SENTENCING

|                     |   |  |                   |
|---------------------|---|--|-------------------|
| <b>Defendant:</b>   | <b>Iroquois Daniel SULLIVAN</b>   | <b>Case #:</b>                           | <b>CR2012-456</b> |
| <b>Prosecutor:</b>  | Gila County Attorney  | <b>Defense:</b>                          | Anna Ortiz        |
| <b>Judge:</b>       | Peter J. Cahill   | <b>Superior Court:</b>                   | Division I        |
| <b>Case Notes:</b>  | Defendant is charged with possessing drug paraphernalia with the intent to consume. |  |                   |
| <b>Indictment:</b>  | Ct. 1 - Possession of Drug Paraphernalia  |  | Class 6 Felony    |
|                     | Ct. 2 - Possession of Drug Paraphernalia  |  | Class 6 Felony    |
| <b>DISPOSITION:</b> | <b>JURY TRIAL – commenced October 8, 2013</b>                                       |  |                   |
| <b>VERDICT:</b>     | Ct. 1 - Possession of Drug Paraphernalia  | <b>JURY FOUND DEFENDANT – GUILTY</b>     |                   |
|                     | Ct. 2 - Possession of Drug Paraphernalia  | <b>JURY FOUND DEFENDANT – NOT GUILTY</b> |                   |
| <b>SENTENCING:</b>  | <b>November 2, @ 1:30pm</b>   | <b>SENTENCING</b>                        | <b>in GLOBE</b>   |

## RECENT CASE DISPOSITIONS

|                     |   |                        |                   |
|---------------------|---|------------------------|-------------------|
| <b>Defendant:</b>   | <b>Joshua Steven JENSEN</b>   | <b>Case #:</b>         | <b>CR2012-407</b> |
| <b>Prosecutor:</b>  | Gila County Attorney  | <b>Defense:</b>        | Jonathan Warshaw  |
| <b>Judge:</b>       | Peter J. Cahill   | <b>Superior Court:</b> | Division I        |
| <b>Case Notes:</b>  | Defendant is charged with possessing methamphetamine and drug paraphernalia with the intent to consume.   |                        |                   |
| <b>Indictment:</b>  | Ct. 1 - Possession of Dangerous Drugs   |                        | Class 4 Felony    |
|                     | Ct. 2 - Possession of Drug Paraphernalia  |                        | Class 6 Felony    |
| <b>DISPOSITION:</b> | <b>CHANGE OF PLEA</b>   |                        |                   |
| <b>SENTENCING:</b>  | <b>October 7, @ 10:30</b>   | <b>SENTENCING</b>      | <b>in PAYSON</b>  |
| <b>CONVICTION:</b>  | <b>CT. 2 - POSSESSION OF DRUG PARAPHERNALIA CLASS 6 FELONY</b> <ul style="list-style-type: none"><li>• Sentenced to the Department of Corrections, one (1) year and nine (9) months, with credit for 43 days</li><li>• Community Restitution</li><li>• All Fines, Fees and Surcharges</li></ul> |                        |                   |